IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE ACTING CHIEF JUSTICE
MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 27TH FEBRUARY 2007 / 8TH PHALGUNA 1928

WA.No. 508 of 2007()

AGAINST THE JUDGEMENT/ORDER IN WPC.1276/2007
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APPELLANT: PETITIONERS:
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1. K.P.MUSTHAFA, KIZHAKKE PALLIKKAL HOUSE,
DOWN HILL, MALAPPURAM.

2. K.P.MOHAMMEDALI HAJI,
KIZHAKKE PALLIKKAL HOUSE,
DOWN HILL, MALAPPURAM.

BY ADV. SRI.AUGUSTINE JOSEPH
SRI.K.S.ROCKEY

RESPONDENT: RESPONDENT

THE DISTRICT COLLECTOR,
WAYANAD.

BY SENIOR GOVERNMENT PLEADER SMT. K. MEERA.

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 27/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S. RADHAKRISHNAN(AG.C.J.) & M.N. KRISHNAN,J.

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W.A. NO. 508 OF 2007

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Dated this the 27th day of February, 2007.

J U D G M E N T

Radhakrishnan,(Ag.C.J.)

Learned counsel for the appellant submits that before passing Ext.P6 order cancelling order No.CSI.2848/00 dated 8/7/04 of by the District Collector, the petitioner was not heard. It is also submitted that no reason has been stated by the District Collector for cancelling the approval already given while passing Ext.P6 order. Under such circumstances, we set aside Ext.P6 order and direct the District Collector to re-consider the matter afresh after notice to all the affected parties including the appellants. However, we are not expressing any opinion regarding the merits of the case and the District Collector will pass appropriate orders in accordance with law within two months from the date of receipt of a copy of this judgment.

K.S. RADHAKRISHNAN,
(AG. CHIEF JUSTICE).

M.N. KRISHNAN, JUDGE.

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